THE EASTERN DISTRICT OF ARKANSAS WESTERN DIVISION 99 MR ()

VERNICESA F. BARNES

JANES W. HOCORMACH, AC.

PLAINTIFF

v.

MCDONALD'S CORPORATION,
NANCY BALL D/B/A MCDONALD'S
NDK CORPORATION

DEFENDANTS

PLAINTIFF'S STATEMENT OF MATERIAL FACTS TO WHICH GENUINE ISSUES EXIST TO BE TRIED

Plaintiff contends that genuine issues of material facts exist to be tried with regards to the following facts:

- 1. The terms of the contract.
- 2. The restrictions which apply to the contract.
- 3. The sufficiency of the written prize notice.

Respectfully submitted,

Willard Proctor, Jr.

Attorney for the Defendant

1619 South Broadway

Little Rock, AR 72206-1218

(501) 378-7720

Arkansas Bar No.: 87136

CERTIFICATE OF SERVICE

I, Willard Proctor, Jr., do hereby certify that I have served a copy of the above and foregoing pleading upon all parties to this proceeding by placing a copy of the same in the United States Mail, postage prepaid and properly addressed on this 290 day of March, 1999:

Mr. W. Lee Tucker Boswell, Tucker & Brewster P.O. Box 798 Bryant, AR 72089-0798

Willard Proctor,

winwood mtnwd.doc